

Michael E. Dergosits (SBN 118206)
 Omair M. Farooqui (SBN 207090)
 DERGOSITS & NOAH LLP
 Four Embarcadero Center, Suite 1450
 San Francisco, California 94111
 Telephone: (415) 705-6377
 Facsimile: (415) 705-6383
 E-mail: mdergosits@dergnoah.com
ofarooqui@dergnoah.com

Attorneys for Plaintiffs
 VINOVAION, INC. and
 OENOVAION INTERNATIONAL LLC

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

VINOVAION, INC., a California
 corporation, and OENOVAION
 INTERNATIONAL LLC, a California
 corporation,

Plaintiffs,

v.

VA FILTRATION USA LLC, a
 California corporation,

Defendant.

No. C 06 2026 JSW

**STIPULATION AND ~~[PROPOSED]~~
 ORDER PURSUANT TO ADR LR 2-3,
 CIVIL LR 16-2(e) RE: CONTINUANCE OF
 INITIAL CASE MANAGEMENT
 CONFERENCE, AND RESCHEDULING
 OF FED. R. CIV. PROC. 26(f) AND
 PATENT LOCAL RULE DATES**

On March 16, 2006, plaintiffs Vinovation, Inc. and Oenovation International LLC filed the complaint in this action. In the Order Setting Initial Case Management Conference, the Court set July 24, 2006, as the date for the Initial Case Management Conference. On March 24, 2006, the case was reassigned to the Honorable Jeffrey S. White. On March 27, 2006, the Court issued an Order Setting Case Management Conference rescheduling the conference to July 21, 2006. The parties are interested in conducting settlement discussions before a mediator through the Court's Alternative Dispute Resolution procedures and hereby seek an order pursuant to LR 2-3 assigning this matter to mediation through the ADR process to be held within seventy-five (75) days of this referral. The parties have also agreed to continue the Initial Case Management Conference to October 27, 2006 at 1:30 p.m. in order to enable the parties to participate in the

STIPULATION AND ~~[PROPOSED]~~ ORDER PURSUANT TO ADR LR 2-3, CIVIL LR 16-2(e) RE: CONTINUANCE OF INITIAL CASE MANAGEMENT CONFERENCE. AND RESCHEDULING OF FED. R. CIV. PROC. 26(f) AND PATENT LOCAL RULE DATES
 Case No. C 06 2026 JSW

1 ADR process to attempt to resolve this matter informally.

2 Further, in the interest of providing the best opportunity for the parties to resolve this
3 matter without incurring substantial fees, the parties hereby stipulate to postpone the actions and
4 filings required by Fed. P. Civ. Proc. 26(a)(1) and (f) and Patent LR 3 (Patent Initial Disclosures)
5 and 4 (Claim Construction Proceedings) for a period of ninety (90) days.

6 IT IS HEREBY STIPULATED between the parties that the Initial Case Management
7 Conference shall be continued to October 27, 2006 at 1:30 p.m. in Courtroom #2, 17th Floor,
8 Federal Building, 450 Golden Gate Avenue, San Francisco, California. The parties shall file a
9 Joint Case Management Statement on or before October 20, 2006.

10 IT IS HEREBY ALSO STIPULATED between the parties that this matter shall be
11 referred to this court's ADR mediation process under ADR LR 2-3 and that such mediation shall
12 occur no later than seventy-five (75) days from the date of this Order.

13 IT IS FURTHER STIPULATED between the parties that all deadlines contemplated by
14 Fed. R. Civ. Proc. 26(a) and (f) and Patent LR 3 and 4 shall be postponed for a period of ninety
15 (90) days.

16 IT IS SO STIPULATED.

17 Dated: June 13, 2006

DERGOSITS & NOAH LLP

18
19 By: Michael E. Dergosits
20 Michael E. Dergosits

21 Four Embarcadero Center, Suite 1450
22 San Francisco, CA 94111
23 Telephone: 415-705-6377
24 Facsimile: 415-705-6383

25 Attorneys for Plaintiffs
26 VINOVAION, INC. AND OENOVAION
27 INTERNATIONAL LLC
28

1 Dated: June 13, 2006

BINGHAM McCUTCHEN LLP

2
3 By: Judith S. H. Hom
4 Judith S. H. Hom

5 1900 University Avenue
6 East Palo Alto, CA 94303-2223
7 Telephone: 650-849-4400
8 Facsimile: 650-849-4800

9 Attorneys for Defendant
VA Filtration USA LLC

10 PURSUANT TO STIPULATION, IT IS SO ORDERED.

11
12 Dated: June 14, 2006

13 Jeffrey S. White
14 Hon. Jeffrey S. White